

Evenwood & Barony Parish Council

SOCIAL MEDIA POLICY

Author of Policy:	Clerk
Effective from:	1 st December 2022
Policy Review:	Annually at AGM

In accordance with the Freedom of Information Act 2000, this document will be posted on the Council's Website <https://www.evenwoodandbaronypc.org.uk> and copies of this document can be provided upon request.

1 Policy Statement

1.1 This policy is intended to help Members and employees of Evenwood & Barony Parish Council make appropriate decisions about the use of social media such as blogs, wikis, social networking websites, podcasts and other media sharing services, forums, message boards, or comments on websites such as Twitter, Facebook and LinkedIn etc.

1.2 This policy outlines the standards which should be observed when using social media, the circumstances in which use of social media will be monitored and the action which will be taken in respect of breaches of this policy. This policy is intended to: • introduce various forms of social media; • set down rules governing the basic use of social media; and, • provide guidance in relation to the use of social media and to highlight some of the pitfalls to avoid.

1.3 All Members and employees are expected to comply with this policy at all times to protect the privacy, confidentiality, and interests of Evenwood & Barony Parish Council. Only those persons authorised by the Clerk are permitted to post material, or use the Council's logo, heading or imagery on social media websites in the Council's name and on its behalf.

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2.1 Section 1 – Introduction

Residents are increasingly expecting that local government will provide its services online. Many Members and Councils are now interacting with the people they represent online through social media. However, there are challenges that may discourage Councillors and Councils from engaging in social media use. For example, inappropriate use, (which may occur inadvertently) can cause significant damage to the Council's reputation and even lead to legal claims. In addition, the technology involved is changing at a fast pace. This can mean that it is hard to keep up and maintain useful interaction with residents. The problem councils now face is that if they do not engage online, residents will still use these networks to talk about councils, whether they add their voice to the conversation or not. Residents will expect their councils to engage with them on their terms, via their channels, and to be openly available online. It has become increasingly clear that if councils do not use these tools, the residents will do it for them, and bypass the council entirely.

2.2 Section 2 – What is social media?

Social media describes a range of online services which provide easy ways to create and publish on the internet. The term is generally used to describe how content (i.e. text, video and pictures) can be shared and discussed online. As a result, social media is changing the way in which councillors and councils interact with local people. The important thing to remember about social media is that it is social. It is about communication and about putting the power of the printing press into the hands of the people. Social media will have a far-reaching effect on the way we govern and do business. Nowadays anyone can publish and share their views, and more importantly can engage in conversation with others about those views, with just a few clicks of a mouse.

Examples of social media

- Facebook – mainly a website which allows users to create profiles, upload photos and videos, send messages and keep in touch with friends, family and colleagues
- Twitter – for telling people what one is doing or thinking
- Instagram – for showing people pictures
- YouTube – for showing people videos
- LinkedIn – for work networking

2.3 Section 3 – Avoiding trouble on social media

Any form of communication carries with it the possibility of misunderstanding. Social media is especially vulnerable to this. A comment which would be seen as harmlessly humorous in normal conversation could be seen as seriously offensive on Twitter. Councillors should bear in mind that the problems which arise from social media often stem from users forgetting two key characteristics of social media:

1. **What is said is permanently published to the world** – once something is online it is nearly impossible to take it back. As it is attributed to an individual, their name, (and that of the Council) could be forever tarnished.
2. **Posts can easily be misinterpreted and taken out of context** as people reading or viewing them may not be aware of the background of the issue which is being discussed.
3. **Council staff and Members should be careful about internet security.** Losing control of a social media account to a hacker could lead to inappropriate comments being published in the Council's name.
4. **Secure passwords** (generally over eight characters long and using a mix of letters, numbers and symbols) should always be used.
5. **Arguments should be avoided but disagreements are admissible.** It is, however, necessary to take note of the comments others make. Inappropriate comments should be moderated and deleted or referred to the Clerk, stating clearly the reason why comments should be rejected.
6. **For Facebook or other social networks** (including the Council's website) where people can post public or semi-public messages to the Town Council profile it will be necessary to check regularly on messages or, far less preferably, disable message posting. Twitter cannot be moderated but individuals posting inappropriate comments can be blocked or reported to Twitter.
7. **Very careful consideration needs to be given to the Parish Council** following individuals or organisations online. It is preferable to let other people initiate online with the Council and then to respond to "friend" or otherwise make contact with residents.

Legal considerations

This section does not purport to be a complete assessment of all the legal pitfalls that may catch out a social media user, but it highlights some of the main concerns. Any questions or concerns in relation to a particular issue should be raised with the Clerk. Everything said online must be objective, balanced, informative and accurate.

Libel

If an untrue statement is published by a Member or a Council employee about a person which is damaging to that person's reputation they may take a libel action. This will apply also if someone else is allowed to publish something libellous on a Council website if a Member or Council employee knows about it and does not take prompt action to remove it.

Copyright

Placing images or text on any of the Council's websites from a copyrighted source (for example extracts from publications or photos) without first seeking permission is likely to breach copyright. Members and Council employees should avoid publishing anything they are unsure about.

General Data Protection

Regulations and Confidentiality Avoid publishing the personal data of individuals unless their written permission has first been obtained. In addition some information received by Members in their role as Councillors will be subject to confidentiality. This sort of material should not be published online.

Obscene or offensive material

Avoid publishing anything that people would consider obscene or offensive. Publication of obscene material (and some types of offensive material) is a criminal offence.

The Council's use of social media

Material published by the Council is, for obvious reasons, restricted in terms of content. It must not:

- Contain party political material;
- Persuade the public to a particular political view;
- Promote the personal image of a particular councillor or party; and,
- Promote an individual Member's proposals, decisions or recommendations or personalise issues.

In addition, the Council should not assist (such as by re-tweeting) the publication of any of the above.

Interaction with Councillors by the Council online

Evenwood & Barony Parish Council acknowledges that social media channels are now used by many residents for communication and finding information. Therefore, council materials may make reference to the social media accounts of Members as a means of contacting that Member.

What does the Council consider to be inappropriate or offensive?

Evenwood & Barony Parish Council will not tolerate inappropriate or offensive use of social media and will take action against anyone found to have made any such comments. For Councillors, this could result in comments being reported as a breach of Standing Orders or Members' Code of Conduct. It is impossible to write a list of everything that could be seen as inappropriate or offensive. Below is a list of examples of the type of comment or material that might fall into this category.

Social media should not be used in a way that:

- Breaches confidentiality for example by:
 - Revealing confidential or commercially sensitive information belonging to the Council;
 - Giving away personal or confidential information about an individual (such as a fellow Member or Officer) or organisation (such as a service provider or partner authority)

Improperly discussing the Council's internal workings (such as agreements that it is reaching or its future plans that have not been communicated to the public)

- Does anything that could be reasonably considered insulting, threatening, discriminatory against, or bullying or harassment of any individual for example by:
 - Making offensive or derogatory comments relating to sex, gender reassignment, race (including nationality) disability, sexual orientation, religion, age or:
 - Using social media to bully another individual (such as an Officer or service user of the Council; or,
 - Posting images or comments that are offensive, obscene or links to such content or:
- Brings the Council into disrepute for example by:
 - Making defamatory comments about the Council, individuals or other organisation or groups;
 - Promotes illegal activity or is intended to deceive or:
- Breaches copyright, for example by:
 - Using someone else's images or written content without permission; or,
 - Failing to give acknowledgement where permission has been given to reproduce something. In cases where there is doubt as to whether content is appropriate the Clerk should be consulted before posting.

2.4 Section 4 – Social media issues which are specific to Councillors

Members have the same legal duties online as anyone else, but failure to comply with the law may have more serious consequences. There are certain restrictions on using social media websites for electoral campaigning and extra care also needs to be taken when writing on planning, licensing and other regulatory matters. This section looks at some issues that are particularly relevant to the life and work of a Member and builds on the principles set out in Section 3.

Personal use of social media

This guide considers the use of social media by Members in the context of social media accounts and Members' "public" accounts. It is sometimes hard for Members to separate their public and private lives. The Council is of the view that Members should operate separate "public" and "private" social media accounts to maintain their personal privacy. Members should refrain from mentioning anything council-related on their private social media accounts as the Code of Conduct can still apply.

Allow disagreements but avoid arguments

Some comments may be inappropriate but deleting the comments of people who disagree with Members will often backfire. Members cannot stop them from posting the same comments elsewhere, then linking back to a Member's site and saying the Council is gagging those who disagree. It is not necessary to respond to everything. Comments can be ignored if necessary.

Electoral periods

The Electoral Commission requires that candidates provide a return of expenditure on any form of advertising or campaign literature, including web advertising.

Members' Code of Conduct

Members should not use their private social media accounts to express opinions which might give the impression they are acting as a Member, as this online activity may be subject to the Code of Conduct. Aspects of the Members' Code of Conduct will apply to online activity in the same way it does to other written or verbal communication. Members should comply with the general principles of the Code in what they publish and what they allow others to publish.

Members need to be particularly aware of the following sections of the Code:

- Treat others with respect. Avoid personal attacks and disrespectful, rude or offensive comments.

- Comply with equality laws. Take care in publishing anything that might be considered sexist, racist, ageist or anti-faith.
- Refrain from publishing anything received in confidence.

- Ensure the Council, or the role of Councillor, is not brought into disrepute. If there is any doubt about any online issues, the Clerk should be contacted.

2.5 Section 5 – Monitoring and review of this policy

The Council's Constitution Working Group is responsible for reviewing this policy annually, or as and when required to ensure it meets legal requirements and reflects best practice.

The following Council Codes and Policies should be considered alongside this policy:

- Standing Orders
- Code of Conduct
- Grievance procedure
- Complaints procedure
- Protocol on bullying and harassment
- Section 137 Local Government Act 1972